

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

**EILEEN POLIZZI, FUND MANAGER**  
**of the TEAMSTERS LOCAL 404**  
**HEALTH SERVICES AND INSURANCE PLAN,**  
**Plaintiff,**

v.

**N&B EXPRESS, INC. and JAMES CAPELLI,**  
**Defendants,**

**and**

**BANK OF WESTERN MASSACHUSETTS,**  
**Trustee.**

C.A. No. 05-30183-MAP

**PLAINTIFF'S MOTION FOR SPECIAL PROCESS SERVER**

Plaintiff, Eileen Polizzi, Fund Manger of the Teamsters Local 404 Health Services and Insurance Plan, hereby moves this Court to appoint the Franklin County's Sheriff's Office, Civil Process Division as a Special Process Server to serve the First Execution and Judgment by Default on the Defendant, James Capelli, in this action.

Respectfully submitted,  
For the Plaintiff,  
**Eileen Polizzi, Fund Manager**  
**Of The Teamsters Local 404 Health**  
**Services And Insurance Plan,**  
By her attorneys,



Matthew E. Dwyer (BBO# 139840)  
Kathleen A. Pennini (BBO # 654573)  
Dwyer, Duddy and Facklam, P.C.  
Two Center Plaza, Suite 430  
Boston, MA 02108-1804  
(617) 723-9777

Date: March 7, 2006

**CERTIFICATE OF SERVICE**

I, Kathleen A. Pennini, hereby certify that I sent a copy of the foregoing document with attachments, via first-class mail on the 7<sup>th</sup> of March 2006, to:

James Capelli  
29 January Hills Road  
Shutesbury, MA 01072

  
Kathleen A. Pennini

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